

DEVARON HARVELL,	)	
	)	
Petitioner,	)	
	)	
vs.	)	Case No. 4:08CV528 ERW
	)	
STEVE LARKINS,	)	
	)	
Respondent.	)	

This matter is before the Court upon the Report and Recommendation of United States Magistrate Judge Terry I. Adelman [doc. #1], pursuant to 28 U.S.C. § 636(b). The Court notes that no objections were filed to the Report and Recommendation. After consideration of the issues, the Court hereby sustains, adopts, and incorporates herein the Magistrate’s Report and Recommendation.

Accordingly,

**IT IS HEREBY ORDERED** that Petitioner Devaron Harvell's Petition for Writ of Habeas Corpus [doc. #1] is **DENIED**.

**IT IS FURTHER ORDERED** that a Certificate of Appealability is **DENIED**.

Dated this 11th Day of July, 2011.

A handwritten signature in black ink, reading "E. Richard Webber". The signature is written in a cursive, flowing style with a horizontal line extending from the end of the name.

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E. RICHARD WEBBER  
SENIOR UNITED STATES DISTRICT JUDGE